



**SHARON KELLER**  
PRESIDING JUDGE

**MIKE KEASLER**  
**BARBARA P. HERVEY**  
**ELSA ALCALA**  
**BERT RICHARDSON**  
**KEVIN P. YEARY**  
**DAVID NEWELL**  
**MARY LOU KEEL**  
**SCOTT WALKER**  
JUDGES

**COURT OF CRIMINAL APPEALS**

P.O. BOX 12308, CAPITOL STATION  
AUSTIN, TEXAS 78711

**ABEL ACOSTA**  
CLERK  
(512) 463-1551

**SIAN SCHILHAB**  
GENERAL COUNSEL  
(512) 463-1600

May 23, 2017

District Clerk Dallas County  
Felicia Pitre  
133 N. Riverfront Blvd., LB 12  
Dallas, TX 75207-4300  
\* DELIVERED VIA E-MAIL \*

**Re: PETE, EX PARTE ANDREW**  
**CCA No. PD-0771-16**  
**Trial Court Case No. F12-33559-V**

**COA No. 05-15-01521-CR**

The Court of Criminal Appeals has this day issued the mandate in the above-referenced and styled case number. The mandate will be transmitted electronically only.

Sincerely,

A handwritten signature in black ink, appearing to read "Abel Acosta", is written over a horizontal line.

Abel Acosta, Clerk

cc: 5th Court Of Appeals Clerk (DELIVERED VIA E-MAIL)  
District Attorney Dallas County (DELIVERED VIA E-MAIL)  
Brian Higginbotham (DELIVERED VIA E-MAIL)  
State Prosecuting Attorney (DELIVERED VIA E-MAIL)  
Lysette Rios (DELIVERED VIA E-MAIL)  
Scottie D. Allen (DELIVERED VIA E-MAIL)

**TEXAS COURT OF CRIMINAL APPEALS****Austin, Texas****M A N D A T E****TRIAL COURT NO. F12-33559-V****COURT OF APPEALS NO. 05-15-01521-CR****THE STATE OF TEXAS,****TO THE 292ND DISTRICT COURT OF DALLAS COUNTY — GREETINGS:**

Before our **COURT OF CRIMINAL APPEALS**, on **APRIL 26, 2017**, the cause upon appeal to review, revise or reverse your Judgment between:

**PETE, EX PARTE ANDREW****CCRA NO. PD-0771-16**

was determined; and therein our said **COURT OF CRIMINAL APPEALS** made its order in these words:

"This cause came on to be heard on the **STATE'S** Petition for Discretionary Review, and the same being inspected, it is **ORDERED, ADJUDGED AND DECREED** by the Court that the Petition for Discretionary Review be **GRANTED**.

The judgment of the Court of Appeals is **REVERSED** and the cause is **REMANDED** to the trial court, in accordance with the Opinion of this Court, and that this decision be certified below for observance."

**WHEREFORE**, We command you to observe the order of our said **COURT OF CRIMINAL APPEALS** in this behalf and in all things to have it duly **RECOGNIZED, OBEYED AND EXECUTED**.

**WITNESS, THE HONORABLE SHARON KELLER**, Presiding Judge

of our said **COURT OF CRIMINAL APPEALS**,

with the Seal thereof annexed, at the City of Austin,

on this day **May 23, 2017**.

A handwritten signature in black ink, appearing to read 'Abel Acosta', is written over a horizontal line.

**ABEL ACOSTA**, Clerk

By: Deana Williamson,  
Chief Deputy Clerk